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Shawno County Television Company
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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

April 26, 1996

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Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, Northwest
Washington, D.C. 20554

Re: Comments "Notice" of Proposed Rule Making
MM Docket No. 96-31 RM-8761
Wittenberg, Wisconsin
Television Channel 55

Dear Secretary:

Transmitted herewith is a signed original and five copies of Comments regarding the above-captioned "Notice" of Proposed Rule Making.

This "Notice" proposes amendment of 47 Code of Federal Regulations, Section 73.606(b), Table of Allotments, Television Broadcast Stations, to allot television Channel 55 to Wittenberg, Wisconsin, as that community's first local television transmission service.

Kindly direct this correspondence for proper processing.

Sincerely,



David R. Magnum d/b/a
Shawno County Television Company
Petitioner

dad/drm

Enc: Petition for Rule Making and five copies

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

IN THE MATTER OF:) MM DOCKET NO. 96-31
AMENDMENT OF SECTION 73.606(b),) RM-8761
TABLE OF ALLOTMENTS.)
TELEVISION BROADCAST STATIONS.)
(WITTENBERG, WISCONSIN)
TO: CHIEF, ALLOCATIONS BRANCH,
POLICY AND RULES DIVISION,
MASS MEDIA BUREAU

COMMENTS

David R. Magnum d/b/a Shawano County Television Company has petitioned the Federal Communications Commission in Washington, D.C., to amend the Television Table of Allotments, Section 73.606(b) of the Commission's Rules and Regulations in the following manner:

<u>Community:</u>	<u>Existing:</u>	<u>Proposed:</u>
Wittenberg, WI	None	Channel 55

On March 6, 1996, the Commission released a Notice of Proposed Rulemaking, stating in part: We believe the public interest would be served by proposing the allotment of Channel 55 to Wittenberg, Wisconsin.

David R. Magnum hereby reaffirms: If the Commission goes forward to Amend 47 Code of Federal Regulations 573.6060(b), to allot Television Broadcast

Channel 55 to Wittenberg, Wisconsin, as proposed by the referenced "NOTICE", Shawano County Television Company shall immediately file an Application For Construction Permit For Commercial Broadcast Station (FCC Form Number 301), to activate Television Broadcast Channel 55, as allotted at Wittenberg.

Upon a Commission "Grant" of such a Form 301 Application, Shawano County Television Company shall promptly construct and subsequently license the permitted facility.

Mass Media Docket Number 96-31, Paragraph 4, states: Wittenberg is located 27 kilometers (16 miles) from Wausau. This distance is in error. The Wittenberg, Wisconsin, reference geographic coordinates are: 44-49-24 North Latitude, 89-10-06 West Longitude. The Wausau, Wisconsin, reference geographic coordinates, set forth by 47 Code of Federal Regulations §76.53 are: 44-57-30 North Latitude, 89-37-40 West Longitude. The calculated distance between these coordinates, determined by the great circle method, is 39.3 kilometers (24.4 miles).

Wausau, Wisconsin, is not a concern of the Petitioner. Wausau-Rhineland D.M.A. (Designated Market Area) residents are adequately served by Television Broadcast Stations WSAW, WAOW and WHRM-TV, licensed to Wausau, Wisconsin, and Television Broadcast Station WJFW,

licensed to Rhinelander, Wisconsin.

Wittenberg, in Shawano County, Wisconsin, is within the "Green Bay-Appleton" Television D.M.A.

Program syndication and network agreements for a television station at Wittenberg would be a function of arrangements with Green Bay-Appleton stations.

Social, economic and government relationships of Wittenberg are with the cities of Shawano, Green Bay and Appleton, Wisconsin.

Shawano County Television Company proposes to provide a first local television broadcast service (Principal Community Contour) to residents of the Village of Wittenberg and the City of Shawano from a transmitter location significantly Northeast of the Village of Wittenberg.

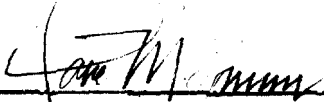
In accord with 47 Code of Federal Regulations §1.52, I, David R. Magnum d/b/a Shawano County Television Company, hereby certify I have read this entire document, that to the best of my knowledge, information and belief it is true and correct, that there is good ground to support it, and that it is not interposed for delay.

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Respectfully submitted,

SHAWANO COUNTY TELEVISION COMPANY

April 26, 1996



David R. Magnum

David R. Magnum d/b/a
Shawano County Television Company
1021 North Superior Avenue
Tomah, Wisconsin 54660
(608) 372-9600

COMMENTS TO NOTICE OF PROPOSED RULEMAKING; CONCLUDED